



Office of the Court Administrator

Marion Superior Court

T-1221 CITY-COUNTY BUILDING
200 EAST WASHINGTON STREET
INDIANAPOLIS, IN 46204-3307
(317) 327-4747

August 7, 2007

Dear Mr. Maguire,

On behalf of the Marion Superior Court I am submitting the attached rule(s) for Supreme Court approval and inclusion into the Marion Superior Court Local Rules.

Sincerely,

Kelly R Anglemeyer
Director of Operations
Marion Superior Court

Attached:

LR49-TR79.1-227 Special Judge Selection Process Under LR 49-TR79-224

LR49-CR2.2-100(f) Random Assignment

LR49-CR2.2-100. RANDOM ASSIGNMENT

- (f) In the event that a defendant has a Misdemeanor or D Felony Domestic Violence case, and that case is amended to include a class C Felony charge, that case shall stay in the Domestic Violence Court to which is was originally assigned.

LR49-TR79.1-227. SPECIAL JUDGE SELECTION PROCESS UNDER LOCAL LR49-TR79-224

In the event of a change of Judge when a special judge does not accept the case under Ind. Trial Rule 79 (D), (E) or (F) or in the event a judge disqualifies or recuses under T.R 79(C) and a special judge is not selected under Indiana Trial Rules 79(D) or (E) the case file shall be brought to a Superior Court Clerk supervisor in the Marion County Clerk's Office. The supervisor shall utilize a file of index cards on each of which is printed the name of a judge eligible for selection. The supervisor shall select the top card, or the first judge in line for assignment as the special judge in the case. The selected card shall then be returned to the back of the file. In this way, the assignment is always random and no judge is selected on consecutive occasions. Judges eligible for selection under this Local Rule shall be those elected judges serving in the Civil Division of the Superior Court.

A Judge appointed to serve as special judge under this Local Rule must accept jurisdiction in the case unless the appointed special judge is disqualified pursuant to the Code of Judicial Conduct, ineligible for service under this rule or must be excused from service by the Indiana Supreme Court. The order of appointment under this Local Rule shall constitute acceptance. An oath or additional Evidence of acceptance of jurisdiction is not required.